



06-04-01

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PATENT

ATTORNEY DOCKET NO.: 046700-5047



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents  
**BOX PATENT APPLICATION**  
Washington, D.C. 20231

**TRANSMITTAL FOR A NEWLY EXECUTED ORIGINAL APPLICATION  
UNDER 37 C.F.R. §1.53(b)**

This is a request for filing a patent application under 37 C.F.R. §1.53(b) for:

Inventors: Thomas P. HOMMRICH et al.

For: "METHOD, APPARATUS, AND SYSTEM FOR GROUPING TRANSPORTATION SERVICES"

1. This is a new  Utility  Design  Plant patent application.
2. The papers enclosed to obtain a filing date are as follows:  
30 Pages of Specification  
1 Title Page  
4 Pages of Claims  
1 Page(s) of Abstract of the Invention  
25 Sheets of drawings containing 27 Figures  
 The enclosed drawing(s) are photograph(s), and there is also attached a PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)
3. Declaration and Power of Attorney by Assignee is:  
 Enclosed and is executed by all inventors.  
 Not Enclosed.  
This application is being filed under the provisions of 37 C.F.R. §1.53(f).  
Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

4. Language

English

Non-English

This application is being filed in accordance with 37 C.F.R. §1.52(d) and §608.01 of the MPEP. Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the verified English translation and the processing fee.

5. Assignment

An assignment of the invention to FreeMarkets, Inc. and a PTO Form-1595, Recordation Form Cover Sheet, are enclosed.

An assignment will be filed at a later date.

6. Priority - foreign applications under 35 U.S.C. §119(a)-(d) or §365(b) or PCT international applications under 35 U.S.C. §365(a) designating at least one country other than the U.S.

Priority of the following foreign application(s) is claimed:

Country	Application No.	Filed

Certified copy(ies):  is/are attached.  will follow.

7. Priority based on provisional application(s) - 35 U.S.C. §119(e)

Priority of the following provisional application(s) is claimed:

Application No.	Filed

A. Relate Back - 35 U.S.C. §119(e)

[ ] Amend the specification by inserting before the first line the sentence:  
"This application claims priority of copending provisional application(s)  
No. \_\_\_\_\_ filed on \_\_\_\_\_. "

8. Small entity status

[ ] Applicant claims small entity status. See 37 C.F.R. 1.27.

9. Fee Calculation (37 C.F.R. §1.16)

CLAIMS FOR FEE CALCULATION				
	Number Filed	Number Extra	at Rate of	Basic Fee
Total Claims (37 C.F.R. §1.16(c))	28 - 20 =	8	\$ 18.00 each=	+ Utility \$710.00 Design \$320.00
Independent Claims (37 C.F.R. §1.16(b))	5 - 3 =	2	\$ 80.00 each=	+ 160.00
Multiple dependent claim(s), if any (37 C.F.R. §1.16(d))			\$270.00	+ 0
<b>SUB-TOTAL =</b>				<b>1,014.00</b>
<b>Reduction by ½ for filing by a small entity</b>				-
<b>TOTAL FILING FEE =</b>				<b>\$1,014.00</b>

10. Fee Payment

[ ] Not Enclosed. **NO FEE IS BEING PAID BY CHECK OR DEPOSIT ACCOUNT AT THIS TIME.**

This application is being filed under the provisions of 37 C.F.R. §1.53(f).  
Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

- [X] Enclosed.  
Two checks in the amounts of \$1,014.00 and \$40.00, representing a filing fee of \$1,014.00 and an assignment recordation fee of \$40.00 are enclosed.
11. [X] **Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. §1.136(a)(3).**
12. Additional papers enclosed:
- [ ] Preliminary Amendment  
[X] Information Disclosure Statement  
[X] Form PTO-1449, 1 reference included  
[ ] Declaration of Biological Deposit  
[ ] Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

**Please accord this application an application number and filing date.**

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**



Richard W. James

Reg. No. 43,690

Dated: June 1, 2001

MORGAN, LEWIS & BOCKIUS LLP  
1701 Market Street  
Philadelphia, Pennsylvania 19103-2921  
(215) 963-5000

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Thomas P. HOMMRICH et al.  
Serial No. Not Yet Assigned  
Filed: Concurrently Herewith  
For: "METHOD, APPARATUS, AND SYSTEM FOR GROUPING  
TRANSPORTATION SERVICES"

BOX PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**EXPRESS MAIL CERTIFICATE**

"Express Mail" label number EJ836475022US  
Date of Deposit June 1, 2001

I hereby state the following papers are attached hereto:

Transmittal Letter (4 pages), U.S. Patent Application entitled "METHOD, APPARATUS, AND SYSTEM FOR GROUPING TRANSPORTATION SERVICES", comprising a specification 31 pages with title page, claims (4 pages), Abstract of the Invention (1 page), drawings (25 sheets), Declaration (3 pages), Recordation Form Cover Sheet (1 page), Assignment (2 pages), Information Disclosure Statement Under 37 C.F.R. § 1.97(b) (2 pages), PTO Form 1449 (1 page), reference (1), Check No. 3299 in the amount of \$1,014.00 for the filing fee and Check No. 3300 in the amount of \$40.00 for the recordation fee

which are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Dawna E. Mozes

Typed or printed name of person mailing paper

Dawna E. Mozes

Signature of person mailing paper